Saved-Captain Refused to Shorten Sail.

NEW HAVEN, July 19.—Five persons went fown on the yaw!-rigged yacht Venitzia of the Corinthian Yacht Club of Philadelphia about 3:30 o'clock yesterday afternoon dur-ing the squall and thunderstorm that swept over Long Island Sound. The yacht was about five miles east of Sands Point when Colburn, a wealthy spice dealer of Phil-Colburn, two daughters of Mr. Colburn Cant Plint of Brooklyn, the sailing mas are Mrs. Walter J. Sprankle of \$19 York street, Philadelphia, daughter of Mr. Col-burn, and James Stanbridge, the steward. Mrs Sprankle's husband was to have joined

the party at Black Rock off Bridgeport yesterday afternoon. They were on the way to Bar Harber where Mr. Colburn and his family were to remain for a few weeks. The yacht started from Delaware City on last Monday and was to stop at New London, Newport other summer resorts before reaching Harbor. Mrs. Sprankle and Steward Stanbridge were rescued clinging to the small boat of the Venitzen by the tug Gerthat had a tow of barges going up the Sound at the time. Capt. Brown put into New Haven

When the foundering of the yacht seemed pevitable all of the men rushed toward the eabin to rescue the women, who were vainly endeavoring to fight their way up the com-panion way, with the water five feet deep in Mr. Colburn and Capt. Flint succeeded in pulling Mrs. Sprankle from the cabin and Capt. Plint, Mr. Colburn and the seaman had just gone down to help the beneath the waves.

Mrs. Sprankle and Stanbridge found themwhich had broken away from the davits only a few yards away. Mrs. Sprankle bravely struck out. She reached the stern of the lifeboat, which was overturned, and clasping her hands over the keel she held on Stanbridge awam to the bow of the boat and did all he could to encourage Mrs. Sprankle. For over an hour they clung there, yelling and shouting for help, and when finally the storm had subsided somewhat they saw a tugboat with a tow of barges not far off, headed to the eastward. They yelled at the tops of their voices and their cries were

Mrs. Sprankle had kept up remarkably well under the strain, but when she saw the tugboat cutting loose from the barges and steaming to the assistance of herself and her companion she nearly succumbed. Stanmeantime yelled to the exptain of the tug to hurry. The latter reached the lifeboat in an almost insensible condition. Steward Stanbridge told this story of the disaster:

on Wednesday and we came to anchor off Tempkineville, Staten Island, in the evening. We lay at anchor there until 8 o'clock yesterday morning, and then started for Long Island Sound. We took a tow through ceeded under our own sail. The wind was clowing moderately at the time, Capt. Flint had all sails set. We made rather slow progress through the Sound, for at about o'clook we were only off Sands Point, with

"Along about 3 o'clock the weather clouded up and there were indications of a squall, but Capt. Flint remarked that he did not believe that It would amount to much. Mr Colburn said that the wind was coming up and suggested to Capt. Flint that he shorten sail Capt. Flint repeated that he did not think it would be necesary. At that times we were proceeding under full sail. We had itb, mainsail, main topsail and driver

"Mr. Colburn went below in the cabin to join his daughters and was there when the

"Mr. Colburn went below in the cabin to join his daughters and was there when the squail struck us. It came in a minute. Our bout rolled and tossed about in the seaway but no attempt was made to take in any sail. She shipped a lot of water that flooded the cabin, and she finally bevan to settle from the water in her. I was clinging to the mast when the hoat sank. Then I immped into the sea striking out from the sinking boat.

"Before I had left the boat I had seen Mr. Colburn making efforts to save his daughters." Cant Flint had caught hold of Mrs. Sprankle and pulled her out on deck. She was shrieking, and from below, in the cabin where the two other women were, came shrieka. I saw Mrs. Sprankle on deck for a moment after she was taken from the cabin. She was pleading with those who were on deck to save the other ladies.

"The women were up to their heads almost in the water, and as the sea closed over the cubin deck. I saw Mrs. Sprankle impoverboard. Both of us caught hold of one of the lifeboats that had broken away from the sinking yacht. The yacht went down like a stone. I was afraid that Mrs. Sprankle's strength would not hold out long. The sea was breaking over the lifeboat so that half of the time the boat was under water. I knew that an attempt to right the boat was out of the question and hung on there for dear life, encouraging Mrs. Sprankle to do the same until scome one would rescue us. "She act-d cool v after we got to the life boat, and it was due to this as much as anything else that we were both saved. Frequently she would nake exclamations of grief at the thought of the awful fate of her father and sisters. The sea had carried the life boat some distance to the southeast of where the vaul went down. All we could see of the pleasure boat as we drifted away from her was her topmast sticking out of the water. A steam yacht passed within half a mile of us. We drifted about an hour. Finally the weather cleared, and the tug Gertrude was passing half a mile away from us. The two of us shrieked for te

Mrs. Sprankle and Stanbridge went to a hotel in this city and their friends were telescripted in this city and their friends were telescripted to teiling them of the loss of Mr. Colburn and his daughters. This afternoon Mr. Sprankle came here accompanied by John H. McIntosh of the yacht orok erage im of A. J. McIntosh of 32 Broadway, New York Mr. Sprankle is treasurer of the Standard Engraving Company of Philadelphia. He and his wife left here for Philadelphia. He and his wife left here for Philadelphia. He and his wife left here for Philadelphia at 4 o'clock. Hebore going away trongements were made with the Merriti-Chapman Wrecking Company of New York of send wrecking apparatus to-morrow to aske the yacht. Divers will first make a earch for the bodies of those who were lost. The ventzia is a yawl, or what is sometimes called an auxiliary rig boat. She was sunched in 1880 at Mystic. She was built a sloop, but in 1891 Mr. Colburn had the Inver mast put in. This is located aft of he mainmast, so that a small sail swings wer her stern. She is a 36-ton yach, 65 est long and measuring 57 feet on the water he she draws seven feet of water. She searolled in the Corinthian Yacht. Club fleet. Philadelphia.

Philadelphia, July 19.—Mr. Colburn was

PRILADELPHIA, July 19.—Mr. Colburn was bead of the A. Colburn Company, dealers in spices. He was born at Ansonia, Conn., and while yet young came to this city. He founded the company of which he was President in 1856 on lower Arch street, and lifteen years ago removed it to it: present site at 110 Arch street ar Colburn had no established home in this city, but lived while here at the continents; Hetel A great part on his time was spent on board his yacht at Eschaffen, and during the squamer months he lived with his family at Delaware City. Mr. Colburn was a member of the Union

FIVE DROWNED IN A YACHT.

A. C. COLBURN. TWO DAUGHTERS AND
TWO OF THE CREW GO DOWN.

Tacht Venitzia of Philadelphia Leut in a Squall on Long Island Sound—Mrs. Sprankie, Daughter of the Owner, and a Steward Saved—Captain Refused to Shorten Sail.

mained behind in their summer home at Delawars City.

Mr. Giburn was an expert yachtsman, and well experienced in the handling of sall-boats. He was proud of his ability to handle his yacht almost single-handed, and for that reason did not employ more than two or three men to assist him in selling the boat. He was well known along the Delaware River shores and took an active interest in salling. It was his only fad, and he loved the sport. It could hardly be understood here how his toost was wrecked, so much confidence did every one place in his ability to take care of the yacht.

The Venitaia was found yesterday afternoon by the tug Raymond, which was used
as the Regatta Committee boat of the Larchmont Tacht Club. Her mast was about
tan feet out of water and the pennant of
the Corinthian Yacht Club of Philadelphia
was flying from the truck. The wreck was,
in the middle of the Sound of Captain's
Island. From the wreck Stamford Light
bore northeast by east about four miles and
Captain's Island Light bore north, northwest about two and a half miles.

Doad With Pistol-Shot Wound in the Month

Elia McGrann, the wife of Matthew McGrann, who is employed by the Department of Highways, was found dead n the kitchen of their home at 420 East Seventy-first street yesterday afternoon. Her husband, who had been at home earlier in the afternoon, had disappeared and he did not report to his foreman for work as 4 o'clock yesterday afternoon when he was expected. The police want to have a talk with him.

At about half past 3 o'clock yesterday afternoon two small boys went into the McGranns' rooms which were on the second floor of the house, to get the McGranns' boy, who is about 5 years old, to play with them. They found the floor of the bedroom marked with blood stains and followed them leave the blood stains and followed them. them into the kitchen, where Mrs. McGranns body. Blood one of the neighbors, what they had found

Hastings called an ambulance from Presbyterian Hospital. Dr. Fridau, who came with the ambulance, discovered that the woman had been killed by being shot in he mouth with a revolver.

As soon as Hastings was satisfied that a crime had been committed he notified Capt. Brown of the East Sixty-seventh street station. The captain went to the house and began a search for a revolver. He said he was satisfied that there was one around somewhere. Hastings found the resolver. He said he was satisfied that there was one around somewhere. Hastings found the revolver. It was behind a curtain on a shelf in the bedroom. It was a brand new revolver of large caliber. It was one of the cheapest sorts made. Near it was a box of cartridges from which four had been taken. There were four carteridges in the revolver. One of them had been red.

Capt. Brown learned from Mrs. Haddek that Mrs. McGraha had been seen bout the house at about 1 o'clock. Her husband had been in the house then too. At about 2 o'clock he went out and a few minutes later came in with a pail of beer. No one saw him go out again. But at about

one saw him go out again. But at about half-past 2 o'clock Mrs. Hladick heard a sound like a pistol shot in the room next

her bedroom, which is the McGrann's bedroom. She made no investigations.
So far as the police have been able to learn there has never been any quarrel between the McGranns. They were both very quiet. McGrann and his wife were both about 46 years old. He was employed on the regrading work in upper Second avenue. He was paid off yesterday morning. Though he was to be back at work at 4 o'clock in the afternoon he did not appear then and had not up until a late hour last night.

did not appear then and had not up until a late hour last night.

The baby boy was asleep when the woman from the next flat came in. He did not know that anything had happened and so was of no use to the police. There were traces, however, that the man who had committed the murder had washed his hands at the kitchen sink and had dragged the body from the bedroom into the kitchen.

KILLED CLASSMATE IN A STRUGGLE. Former Yale Student Mistakes His Friend for a Burglar and Kills Him.

BRATTLEBORO, Vt., July 19.-Morton Starr Cressy of Hartford, Conn., shot and killed his friend and classmate at Yale and the Harvard law school, Sidney Bristol, of Battle Creek, Mich., at 3:40 o'clock this morning in a bedroom at the home of Cressy's grandmother, Mrs. P. Starr, in this town. Bristol, who came here yesterday as a

Bristol, who came here yesterday as a canvasser for a periodical, was invited by Cressy to stay overnight, and early this morning the latter was suddenly awakened to find himself in the grasp of a man. He struggled free, and snatching a revolver from the bureau, fired four shots at his assailant. On lighting a lamp he was horror struck to find that he had shot his friend.

Bristol died almost immediately. A coroner's jury has been called. Cressy said this morning that he thought Bristol assaulted him while in his sleep and that his friend did not know what he was doing. Cressy, however, thought that he was a burglar, and fired as soon as he was free. One of the shots struck Bristol in the shoulder and the other in the abdomen. abdomen.

The young men were each about 24 years old.

The young men were each about 24 years old.

abdomen.

The young men were each about 24 years old. They graduated from Yale in 1900 and entered the Harvard law school last fall.

Cressy, who was deeply affected by the tragedy, told the Coroner what he could of the affair. He declared that he had no trouble whatever with Bristol, that they had passed a particularly pleasant evening, and that he could not possibly account for the action of his friend, save that he was dreaming or in a fit of sleep walking when he laid hold of Cressy.

The Starr family is very well known here, being both wealthy and prominent. Bristol was born in Racine, Wis, in 1876. At the opening of the Spanish War he enisted in a regiment of New York Volunteers, and it was stationed for several months at Tampa and Fernandina. Fla. At the close of the war he entered Yale and graduated there in June, 1900, taking the degree of bachelor of arts. Last fall he entered the law school at Harvard Young Bristol has been ill most of the winter and had undergone several operations for the relief of a pus cavity which had formed in his side.

Unveiled.

BELLPORT, L. I., July 19 .- A bronze tablet commemorative of Margaret Fuller was commemorative of Margaret Fuller was unveiled at Point o'Woods to-day by Lillie Devereaux Blake. The tablet bears an inscription relating that Margaret Fuller "author, editor, poet and ontor, perished by shipwreck off this shore on July 19, 1850, with her husband, Marquis Ossoli, and their little child, Angel." Before the unveiling there were ceremonies in Association Hall and addresses by Lillie Devereaux Blake. Charles W. Hand and Mrs. Charlotte B. Wilbur, Mrs. Katherine C. Walbridge read letters from Mrs. Flizabeth Cady Stanton. Mrs. Edna D. Cheney, Cot. Thomas Wentworth Higginson and Mrs. Julia Ward Howe.

SAN FRANCISCO, July 19 - A remarkable

sugar fleet arrived to-day from the Hawaiian Islands. It brought 255,322 bags of sugar Compartment Car to Pittsburg Via Penn puliman vestibule compartment car leaves New ork (West 23d St. Station: at 8-25 P. M. daily, via ennsylvania Relifond.—Adv.

Action-Maclay Says He May Modify the Lauguage in the Next Edition, but The WASHINGTON, July 19. Secretary Long said to THE SUN reporter to-day that the third volume of "Maclay's History of the

United States Navy" would be excluded

MACLAY'S HISTORY BARRED

VOLUME FROM NAVAL ACADEMY.

Criticions of Boar Admiral Schler's Conduct

from use as a textbook at the Naval Academy because of the criticisms contained therein of the conduct of Rear Admiral Schley previous to and at the naval battle of Sanago. Secretary Long's action aroused widespread comment among naval officers here, when it became known. It was the general opinion that it was not the province of the United State Government to attempt to defend Rear Admiral Schley from charges, publicly made and repeated, while the Admiral is quite competent to do it himself, if he has any defence. As a

high naval authority puts it: Schley has had every chance in the world to refute the statements made by Maclay. They have been published over and over again for three years. He has never taken any action whatever looking toward an effort to clear his name-or at least he has never taken any manly, open action. That he was content to rest under charges amounting really to accusations of cowardice and dishonesty is generally resented by the service and is taken by his brother officers to indicate that he has no valid defence. Maclay is a recognized historian. If his statements regarding Schley's conduct are not correct, it would eem to me that Schley should come out and disprove them."

With reference to an interview between Edward Stanton Maclay, the author of the history, and the New York correspondent of the Baltimore American, in which Mr. Maclay is quoted as saying that the proofs of the work were read by Secretary Long. Mr. Long said:

"Mr. Maciay has either been misquoted or he has made an incorrect statement. It is not true that I read the proofs of the work. Mr. Maclay sent me only the proofs of the third chapter, relating to the mobilization of the fleet before the war with Spain, and which contained an extract from a letter of mine praising the work of the bureau chiefs of the Navy Department. There was nothing objectionable in that chapter. I did not see the chapters on the battle of Santiago in proof. In response to a request from the publishers of the work, I wrote a letter praising it particularly for the author's recognition of the good work done by younger officers in the war and incidental services of officers who had not received their due share of praise elements for their real and devotion. raise elsewhere for their zeal and devotion

respondent that Mr. Long

was called by The Sun reporter this evening to a letter to the President from Gen. Felix Angus of Baltimore, charging that the appointment of Edgar Stanton Maclay

the appointment of Edgar Stanton Maclay at the Brooklyn Navy Yard was evidence of official conspiracy against Admiral Schley, he dismissed the accusation with the remark: "That is altogether too ridiculous to discuss." He declined to say anything further on that point, but did consent to talk about his knowledge of Mr. Maclay's appointment.

"I first learned of Mr. Maclay's connection with the Government service a year ago," said Mr. Long, "when I received an application from him, through the Secretary of the Treasury, for a transfer from the lighthouse service, which is under the Treasury Department, to the Brooklyn Navy Yard. I receive such applications on an average of one each week, and as they are routine in character they are usually granted. Approval was given to Mr. Maclay's request. A position as special laborer was given him at, I have been told, \$2.24 a day. I remember his case, because at the time I acted upon it I connected him with the history of the American Navy, the two volumes of which then in circulation I had read with much interest. The third volume I recently read, but I learned only two days ago that it was to be used as a text book at the Naval Academy." was to be used as a text book at the

Academy." Edward Stanton Maclay, whose book has been barred from the Naval Academy, is a clerk in the general storekeeper's department in the Brooklyn navy yard, where he has worked for the last year and a half on a small salary, principally be-cause of the opportunities offered by the place for picking up accurate technical information about the navy He was born in Foo Chow, China, in 1863, and was born in Foo Chow, China, in 1863, and was graduated from the University of Syracuse. He got his first training as a writer in a New York newspaper office and then began historical work. In addition to his "History of the United States Navy," Mr. Maclay has written "A History of American Privateers" and "Reminiscences of the Old Navy" He said yesterday with reference to the ruling of Secretary. with reference to the ruling of Secretary

"The entire work is based on the found in the official reports and other Gov-ernment records in the Navy Department. The officers at the Naval Academy liked The officers at the Naval Academy liked the book and adopted it. Because of Secretary Long's action I shall probably modify the language of the third volume somewhat in the next edition. I may leave out some adjectives already used by me in describing Schley's conduct. Perhaps I was too emphatic. But a man could not be human and go over those pitful records of Schley's conduct without becoming indignant. Any man, any American, would have felt as I did and expressed it in about the same way.

the same way.
"The language used by me and now objected to showed my feelings then and my feelings have not changed. But I may say the same things over again in a more temperate tone. But, again, and I want this distinctly understood, there will not be the slightest change made in

facts."
Among the paragraphs in the chapter of Maclay's book which describes the sea battle of Santiago and which has aroused the present discussion at Washington are those.

these:

"Schley, on May 28, 1898, sullied this brightest of American mottoes by penning: 'Much to be regretted, cannot obey orders, and turned in caitiff flight from the danger spot toward which duty, honor and the whole American people were most earnestly urging him.

"Viewed in whatever light it may be, the foregoing despatch cannot be characterized otherwise than as being without exception the most humillating, cowardly and lamentable report ever penned by an American naval officer.

"Schley was perfectly willing to avoid blanketing the fire of the other American warships, even at the risk of a disastrous."

without change by the "Overland Limited," every day in the year, via Chicago & North Western, Union Pacific and Swithern Pacific Rivs. Parlierlars at North-Western Line Office, 461 Broadway.—Ade.

collision with the Texas, so long as he could escape getting too close to danger."

When asked yesterday if he cared to modify these charges of cowardice against Schley Mr. Maclay replied:

"No, I do not. I have seen nothing advanced by Admiral Schley or his friends which would enable me to mitigate that charge." BECRETARY LONG EXCLUDES THIRD

which would enable me to mitigate that charge."

The author of the book also said that he would not modify his charge that Schley had been guilty of a prevarication of facts which practically amounted to falsehood. "Admiral Schley," he continued, "should apply for a court-martial to have these charges sifted. They are unblased and unprejudiced. He has been accused, not by me, but by the official records of his actions and by officers competent to judge. Schley cannot be a man of honor and allow these charges to stand against him.

"The officers mentioned in my book saw the proofs relating to themselves, including Secretary Long and Admiral Sampson. Suggestions from them were only as to figures and technical words. Admiral Philip was the only man who tried to influence me. He told me how the Brooklyn almost ran down the Texas, and then begged me not to mention it in my history."

TO SUE THE DIRECTORS.

Comptroller Dawes Instructs Seventh National Bank Receiver to Take Action.

Charles G. Dawes, Comptroller of the and, after a conference with Forrest Raynor, the receiver of the Seventh National Bank, and Mr. Raynor's counsel, Mr.

Opdyke, gave out the following statement: "The Comptroller of the Currency upon the report received from Mr. Forrest Raynor, as receiver of the Seventh National Bank, cannot deem as valid the transactions made by that bank within two days of its failure, whereby a large portion of its assets were at first transferred to the Bowling Green Trust Company, as trustee, o secure loans of about \$1,208,000 made to the bank by, or through, its directors, to enable the bank to pay a portion of its existing liabilities; and whereby it was afterward attempted to sell about \$1,238,000 of the negotiable paper held by the bank to the makers of the said loans of \$1,208,000

to the makers of the said loans of \$1,208,000 in order to pay such loans.

"In this transaction there was an attempted pledge of \$400,000 additional of the bank's assets as security for an alleged guarantee by the bank, in the sum of \$250,000, of the collection of the paper embraced in the attempted sale. This transaction resulted in a preferential payment of a portion of the bank's liabilities at the time when as it now appears, the bank was have been made with one or more directors of the bank, or with persons having knowledge or charged with knowledge of the bank's situation. Unless the claims of those who advanced this \$1,208,000 to the bank are placed upon the basis of creditors proving claims for dividends, the rights of the depositors seem to be materially affected by these transactions.

"Unless, therefore, the directors within two weeks' further time granted to them for the purpose, provide money to pay the claims of all depositors in full, which the ciains of all depositors in run, which action on their part would avoid the necessity and expense of legal proceedings, the receiver has been directed to institute suit to protect the legal rights of the depositors in this connection."

BARL RUSSELL IN HOLLOWAY JAIL! He May Write and Receive Letters and Vinta

Special Cable Desputch to THE SUN. LONDON, July 19.-Earl Russell has the rooms at Holloway Jail that were occupied by Edmund Yates and W. T. Stead. Last bed, bedding, a chair, &c., arrived to-day, The Earl has arranged to have his meals sent in from a restaurant. He may write and receive letters and visits from friends "within a reasonable extent." In fact, his correspondence will be practically unlimited.

American Jockers Win in Russia-Hamilton Loses an Eye.

Special Cable Despatch to THE SUN LONDON, July 20.-The Moscow correspond ent of the Standard says that the American jockeys, Cash Sloan, Rigby and Hamilton, have caused a sensation in Russian racing circles. They have carried everything be fore them at Warsaw and Moscow. Hamilton is in the hospital He fell from a horse, which kicked him, destroying the sight of one eye and imperilling the other. It is not believed that he will ever ride again.

An English Cricket Team Coming to America in September.

Special Cable Despatch to THE SUN LONDON, July 19 .- Mr. Bosanquet, an Oxford and Middlesex cricketer, has accepted an invitation to take a team to America in September. It is understood that Warner is going to South Africa, but not to

Death of Alfredo Piatti.

Special Cable Desputch to THE SUN. LONDON, July 19. - Alfredo Piatti, a viooncellist and composer, died to-day at Ben-

DIVORCED WIFE AFTER STAKE.

imashes His Windows and Swears She'll Kill Him -Has Tried to Throw Acid on Him. Emile J. Stake of the firm of Stake & Elredge, furriers, of 28 West Thirtieth street, caused the arrest yesterday of his former

caused the arrest yesterday of his former wife and she was locked up in the Tenderloin police station on a charge of disorderly conduct. The domestic troubles of the stakes have been in the divorce court and several times in police courts. The former Mrs. Stake now declares that she will take Stake's life. She repeatedly said while under arrest yesterday that she would do this some day and bemoaned the fact that one attempt she had made had been unsuccessful.

A few days ago the former Mrs. Stake went to Stake's business place and smashed several windows with a cane. She is cripped by paralysis and uses the cane to walk with. Stake lost no time in sending for a policeman and insisted on the woman's arrest.

"Put me down as a vagrant," said the woman in the police station. "That will please my husband. He is responsible for my present condition. I furnished him with the money to start in business, and this is a sample of the way in which he treats me."

The couple were married in Edgewater, N. J., in 1886 and divorced eleven years later. In the trial for divorce Stake testified that he had taken ample care of his wife and had paid her expenses for a year in a home for incurables and was willing to do so longer if she would remain in the home. Two years ago the woman tried to dash the contents of a bottle of carbolic acid in his face. She was arrested but was set at liberty on promising to bother Stake no more. wife and she was looked up in the Tenderloin

Mrs. Edith Sloane Injured by Lightning.

NEWPORT, R. I., July 19.-Mrs. Edith loane of New York was struck by lightning in the storm that passed over this regio this afternoon and was severely injured.
With a servant she has been camping out
in a tent on the shores of Jamestown, and
a boilt of lightning entered the tent and struck
her in the shoulder. The same boilt also
struck her servant in the foot and killed a
pet dog.

Bissert Trial July 29

The trial of George Bissert, CaPt Diamond's wardman, indicted for bribery, was set down peremptorily by Recorder Goff in General Sessions yesterday for Monday, July 29

JAYNE'S EXPECTORANT cures a dius Colds—
JAYNE'S EXPECTORANT. Add.

ROBT. F. WESTCOTT KILLED.

DROPPED DEAD AFTER BEING THROWN PROM HIS WAGON.

The Vehicle Was Upset While He Was Driving With His Wife's Niece Over a Rough Piece of Road Near Richfield Springs -He Was the Originator of the Westcott Express Co. RIGIFIELD SPRINGS, N. Y., July 19 .- As

Mrs. Thomas Leboutillier was driving tow-ard the Observatory about six miles from at about 1 o'clock to-day she heard cries for help and saw a woman, evidently in great atress, supporting the body of Robert summer residents of Richfield Springs. everal hours Miss Gardiner, Mrs. Westcott's niece, had been alone with the dead body She had left Richfield soon after 9 o'clock by his invitation, for a drive to the Observa tory in a light wagon, behind a skittish horse. Westcott, although 75 years of age, was a fearless driver. He controlled the animal until the wagon tilted on a bad piece of road and he and Miss Gardiner were thrown out. Mr. Westcott kept hold of the reins and by considerable effort straightened up the wagon vehicle when he fell over dead. the body was brought to Bella Vista, the beautiful Westcott place, near the head of death had been almost instantaneous

Mr. Westcott weighed over 200 pounds and resident here for many years and about ten years ago was elected President of the village as a Republican.

Robert F. Westcott was about 75 years old. He was born in this city. He began earning his own living by working on an East River steamboat pier at \$2 a day, if the tradition which has always been held as true regarding him among the employees of his express company is true. When he was a mere boy he started a local express line, beginning with one wagon. He extended this from time to time and then went in with the Dodds, who organized Dodd's Express Company. The company met with serious competition from the individual expressmen. Mr. Westcott had said that for a long time he rather doubted whether the formation of a general local express company was advisable. The business gradually made a way for itself, and by the time of the Civil War it had reached a point, where it commanded the confi-

by the time of the Civil War it had reached a point where it commanded the confidence of the railroad express companies and was trusted by them with great sums of specie that were shipped through the city in war times. Mr. Westcott usually took direct charge of these shipments. Mr Westcott had the confidence especially of the Vanderbilts and those associated with them in the management of the New York and Hudson River Railroad. This was of great service when he left Dodd's Express and established a company under his own name. The company increased in extent and prosperity until it became one of the principal agencies for the local transportation of merchandise and baggage. When the New York Central Railroad about a year ago gave up its cab service, the cabs were

tion of merchandise and baggage. When the New York Central Railroad about a year ago gave up its cab service, the cabs were turned over to the Westcotts to manage. Mr. Westcott's enterprises brought him a great deal of money. He was generally spoken of as a millionaire. He was a heavy stockholder in the American News Company and in other corporations.

Mr. Westcott was twice married. There were three children of the first wife, Mrs. Conquest, Mrs. Frederick W. Solley and Robert E. Westcott, who took over his father's interest in the express business upon hobert F. Westcott's retirement fifteen years ago. Belief E. Westcott has since sold out his interest in the express business upon hobert F. Westcott's daughter by his second wife married Oberlin M. Carter, formerly a captain in the United States Army, who was convicted of conspiracy to defraud the Government in connection with some of the contracts for the improvement of Savanna harbor. For a long time Capt. Carter's defence was that the large sums of money which he was shown to have hundled and the luxurious manner of life which he affected were due to his relations with Mr. Westcott. harbor. For a long time Capt. Carter's defence was that the large sums of money which he was shown to have handled and the luxurious manner of life which he affected were due to his relations with Mr. Westcott. Carter said that he was Mr. Westcott's man of business. All through Carter's trial and until after his conviction and sentence to Fort Leavenworth prison Mr. Westcott stayed in Europe. When Carter's case was settled, however, Mr. Westcott came back and put his papers and his own testimony at the service of the Government for the prosecution of the Gaynors and Capt. B. D. Green., who were the contractors for the work which had been done in Savannah harbor. At the preliminary hearing in the case Mr. Westcott testified that he had gone to Europe because Carter's friends pestered him to go on the stand in Carter's trial and tastify that Carter had merely acted as his agent in dealing with the contractors and that the large sums of money which were proved to have passed between Carter and the Gaynors and Greene were really Westcott's and not Carter's. Mr. Westcott said that if he had gone on the stand he would have had to give evidence condemning his own son-in-law, of whom he had been very fond indeed, or else tell a lie, so he stayed abroad. After his return from Europe when the other persons accused of conspiracy came to trial, however, he thought that his silence. His testimony was marked by his evident reductance in giving so much of it as referred to Capt. Carter directly.

Mr. Westcott was very popular with his employees. Men who had worked for him spok: of his death last night in a way that seldom characterizes the utterances of servants of a large company in speaking of one who has been in supreme control over them. ints of a large company in speaking of on who has been in supreme control over them

NEGRO CUTS TAILOR BURNHAM Remarkable Unprovoked Attempt to Murde in a Nassau Street Shop.

Without any apparent provocation, Richard Drayton, a negro porter employed by Burn-ham & Phillips, tailors, of 119 Nassau street, tried yesterday to cut the throat of Manly A. Burnham, the senior member of the firm with a razor. He did succeed in gashing Mr Burnham's cheek and in making a smaller out on his neck, and then he escaped. Mr Burnham was attended by Dr. Nelson of the Astor House and then went to his home, 315 West Thirtieth street. He was weak last night from loss of blood and nervous shock, but his wounds are not serious. said he had no idea why the negro should

have assaulted him.
"Drayton has been in our employ about a ear," said Mr Burnham, "and has been well behaved and industrious. When I went to the shop to-day I said 'Good morning' to him and told him to polish the brass signs in front of the store. He said 'Good morning' very pleasantly and went to work on the signs. So on after that, while I was sitting at my desk he crept up behind me and slashed me. I saved my life, probably, by throwing up my arm and striking his hand away before he could get a good whack at my throat."

After the assault Drayton ran out of the tore, pursued by several clerks, who chased nim through Ann street to Broadway, where he dodged about in the crowd and escaped He went to his home, 170 Prince street, Brooklyn, where he changed his hat and clothes and then made off. Detectives from the Oak street station got to the house ten minutes after he had gone Drayton has a wife and two children in

Harlem They left him two years ago. When they learned of the attempted murder the friends with whom Drayton boarded in Prince street said that he was probably insane

Lucy Lane, the vaudeville actress and sister of Madge Ellis, is dangerously ill consumption at St. Luke's Hospital

Latest Marine Intelligence. The Lucania was sighted east of the Island at 200'c ock this mount g

Underberg-Boonekamp-Eitters.

In Consequence of Divalgement of Reitz-Steyn Letters -Effort to End Was Special Cab'e Despatches to THE SUN.

DR. LEYDS SUMMONED TO THE HAGUE

matic agent of the Transvaal, has been nmoned in haste to The Hague in consequence of the divulgement of the Reitz-Steyn letters, which were captured by Gen. Broadwood at the town of Reitz, in

the Orange River Colony. LONDON, July 2).-A despatch to the Daily News from Bloomfontein says that Gen. Kitchener is closing his grip on the Orange River and the Cape colonies. termined efforts are being made to end the war. Gen. French has an uphill task in the Cape Colony. Mr. Steyn and Gen. De Wet are now fugitives in the Vrede district of the Orange River Colony.

TEXAS CROPS ALL RIGHT.

State Commissioner of Agriculture Sape They

AUSTIN, Tex., July 19.-State Commis sioner of Agriculture Jefferson Johnson said to-day that prospects for an unusually large cotton and corn crop throughout the Brazos Valley district of the State are most promising. This valley, he says, is the real corn and cotton belt of the State. The corn crop is suffering for lack of rain in the black land belt, which extends from Waco to Paris, but the cotton in that district, according to Mr. Johnson, still stands a chance of making a good crop if timely rains come. There is also a belt of country in the more western part of the State, including Brown, Coleman and adjoining counties, where corn and cotton are suffering for want of rain.

Taking the State as a whole, Mr. Johnson thinks that the outlook is bright for a big cotton crop, and that the shortage of the corn yield in parts of north Texas will be largely made up by the bountiful yield of that crop in the rich Brazos Valley region.

WORD CHRISTIAN WILL REMAIN. Not to Be Eliminated From the Virginia Bill of Rights.

RICHMOND, Va., July 19.—The word "Chris tian" will not be eliminated from the Bill of Rights of Virginia. The Committee on Bill of Rights of the Constitutional Convention a few days ago voted to strike out the word in deference to the feelings of the Jews. Immediately there arcse a storm of protest all over the State, and it became evident that the tide of public opinion was too strong to be stemmed. This afternoon President John Goode of the convention appeared before the committee and earnestly

equested them not to eliminate the word. "If we do so, " he said, "the convention might as well adjourn and go home right now, for the people who are to vote on the new Constitution will be sure to defeat it The, committee reconsidered its former

R. P. CARROLL'S VILLA RORRED.

action by a vote of 7 to 4.

Thieves at Work in Newports Co. -Jewelry Worth \$8,500 Taken. NEWPORT, R. I., July 19.- There was quite stir in social circles this morning when it was learned that the villa of Royal Phelps Carroll had been entered during the night he house. This morning the drawers of dining room floor with a towel tied to resemble a gag, showing that the thieves mean o resort to force if necessary. It was found that they had taken several valuable dismond sapphire pins, cuff buttons and pearl

studs, but nothing seemed to be disturbed. The police were notified and are at work on the case. It is thought that the thieves en ered by the second story, knowing that Mr in the cottage district for some time. Th jewelry stolen is valued at about \$3,500

HORSE SWALLOWED \$230 Few Days Later Had a Coughing Fit and

Coughed It Up Intact. SOUTHAMPTON, L. I., July 19.—Elwyn Philips, employed by O. C. Gardner, a baker in this village, lost \$230 a few days ago and was unable to find any trace of the money was unable to find any trace of the money. The bills were in a roll held together by an elastic band. One of the baker's horses had a coughing fit yesterday, and coughed up the roll of bank notes intact. The rubber band had held them securely, and the money was returned to Philips. He believes that he accidentally dropped the roll from his trousers pocket, and that the horse picked it up and swallowed the cash.

TO LIGHT ITS TRACKS The Illinois Central Railway to Try an Inter

esting Experiment at Chicago. A new departure in the matter of railroad track illumination is to be made by the Illinois Central. Within a few days an enormous electric plant, built by that company in Chicago, will go into operation which will brightly illuminate at night all of the Illinois Central tracks, stations and yards for a distance of their willies or as far out the Mariane of their willies or as far out the Mariane of their willies or as far out the Mariane of their willies or as far out the Mariane of their willies or as far out the Mariane of their willies or as far out the Mariane of their willies or as far out the Mariane of their willies or as far out the Mariane of their willies or as far out the Mariane of their willies or as far out the Mariane of their willies or as far out the Mariane of their willies or as far out the Mariane of their willies or as far out the Mariane of the Mariane tance of thirty miles, or as far south as Malte

DROPPED FROM THE NAVAL LIST. Jent. Hartrath Reported Morally Disqualified

WASHINGTON, July 10 - For the first time has reported that an officer is morally disqualified for promotion. The officer in
question, Lieut Armin Hartrath, is said to
be one of the brightest men of the service.
He was in the Engineer Corps when Congress
provided for the transfer of its officers to
the line, and the board which examined him
for a line commission expressed the opinion
that he was not qualified for several reasons
to remain in the service. Secretary Long
has approved the board's report and recommended to the President that Liest Hartrath be dropped from the naval list with a
year's pay, as provided by law.
Liout Hartrath entered the Naval Academy
from Michigan in 1884. Since April, 1901,
he has been stationed at the receiving ship
Independence, stationed at the Mare Island
Navy Yard, California has reported that an officer is morally dis-

TO SWIM NIAGARA RAPIDS

Through on Her Back on Sept 25. NIAGARA FALLS, N. Y., July 19. - Cora Beckwich, a single woman of Buffalo, declares in apparent sincerity that she intends swimming

the Whirlpool Rapats on Wednesday, Sept. 25.

the Whirlpool Rapids on Wednesday, Sept. 25.

"I expect to go through on my back," said she. "That is the way I swam the rapids at Eug Rock lighthouse in the harbor of Lyne, Mass."

She says that she is the only woman who has swum acroes the English Channel. Sae made she trip in company with the late Capt. Webb, starting from Dover, England, and landing at Calair, France, the distance being twenty-one miles. Three nations are said to have recognized her bruscy in rescuing people from drowning. She is of fine physique and recentiv remained under water three minutes and fifty-four seconds. The current will carry a person shrough the rapids to the whiripool in three minutes.

New York Central's "Empire Kitchen. A new feature in dining our service, first intro-ned in 1901 on the New York Central's Empire ate Express. - Adv. FOSBURGH'S STORY MIXED:

PROSECUTION BUILDING A CASE UPON CONFLICTING STATEMENTS

No Ilint of the "Great Surprise" Given in Anof the Testimony -Experts Declare That the Pirtol Which Caused Mies Posburgh's Death Was Held Within Eight Inches of Hor Chest-Chief of Police Nicholson Pat on the Stand -Other Detectives Testify.

PITTSFIELD, Mass., July 19 .- Nine witesses were heard to-day for the prosecution in the case of the State against Robert Stewart Fosburgh, charged with manslaughter in the killing of his sister May in the Fosburgh house here in this city one year ago. Mr. Hammond, the District Attorney in charge of the State's case said this afternoon that he expected to fill in all of Monday next with his witnesses The testimony of most of them, he said. would be short, and if the cross-examina tions are not long, there is a possibility

that the State may rest by Monday night. It is not believed that the case will get to the jury before Thursday evening next. One working day must be counted out, for there is no session of court to-morrow. Judge Stevens adjourning at 4 o'clock this afternoon until Monday morning at 9:15 o'clock. The greater part of to-day's proceedings was given over to the examnation of two witnesses -Dr. Frank F. Paddock who was still on the stand at the adjournment of court on Thursday evening, and Gen. Joseph Whitney, State detective and Brigad Commander of the Massachusetts National Guard.

Gen. Whitney, with Chief of Police Nicholson of this city, has given minute and energetic attention to the case since the day after the crime up to the present moment. He is a warm friend of Chief Nicholson, who is also a member of the National Guard. and Captain, in fact, of the local militia company. It was expected that when Gen. Whitney took the stand at least some very important feature of the State's case would be brought out, and perhaps the "great surprise," about which there had been so much talk, would stand revealed at last. But in this again there was disappointment. To all appearances, the "great surprise" is as far away as ever, and to-night people are saying that they don't believe that there is any such surprise coming, that the case for the State was fully outlined in Mr. Hammond's opening on Thursday, and that it is going to be a simple case of circumstantial evidence on the lines already made public piecemeal in the newspapers within the last six months

Up to the present time the prosecution has concentrated all its heaviest guns upon two points, which it evidently believes to be weak ones, in the defence's fortifications State witnesses have testified that young Fosburgh told them that the shot which killed his sister came from the hallway directly opposite the door to the bedefiamber in which she was sleeping when she heard her father's outcries and the noise of his struggle with the burglar, and several articles of jewelry belonging to and started for the hallway to see what was the matter. Yesterday the State Mrs. Carroll was alone with the servants in attempted to introduce testimony to show hole in the dead girl's nightgown clearly showed that the muzzle of the pistol could not have been more than a foot away when the shot was fired Dr. Paddock came on the stand prepared to swear that with precisely the same kind of a pietol and the same kind of cartridges as those which the slayer of Miss Fosburgh presumably the slayer of Miss Fosburgh presumably used, he made experiments which conclusively proved that such powder stains as were on the dead girl's nightgown could only have been made by a shot fired at a distance not greater than a foot.

This testimony, under the strenuous objection of counsel for the defence, was ruled out for the time being, but was again brought to the front to-day by the State.

brought to the front to-day by the State. brought to the front to-day by the State. It came up, however, in the testimony of an entirely new witness. This was Dr. Draper of Boston, for many years the Medical Examiner of Suffolk county. Dr. Draper was summoned as an expert pure and simple. He testified that for years in connection with criminal cases been making experiments precisely similar to those made by Dr. Paddock, in connection with the distance powder grains are carried by gunshots. The defence are carried by gunshots. The defence again objected to the introduction of this testimony, but the Court, after a night's reflection, overruled the objection, and

the evidence was admitted. This ruling presumably admits the tes-timony on the same lines offered and re-jected yesterday, on the part of Dr. Padtimony on the same lines offered and rejected yesterday, on the part of Dr. Paddock. Dr. Draper to-day positively and flatly swore that the muzzle of the pistol was not over eight inches from the breast of the girl, when the fatal shot was fired. The hallway opposite the door where young Fosburgh, according to the testimony of witnesses for the prosecution, says the burgiar stood when he fired, is a trifle over four feet wide. Dr. Paddock testified yesterday that when he found the body, it was lying on the floor of the bedroom with the feet about two feet and a half from the threshold of the door. Allowing for the girls natural recoil, this would seem to indicate that Miss Fosburgh was close to the threshold of the door when the bullet struck her. Hence, if the burglar stood where young Fosburgh said he did he must have reached out and thrust his pistol almost against the girl's breast. All the different nightgowns, and there were several of them, with which Dr. Draper had experimented with pistol shots at different distances, as well as the nightgown worn by Miss Fosburgh when she was killed, were admitted in evidence on this point, and it is not unlikely that

she was killed, were admitted in evidence on this point, and it is not unlikely that Dr. Paddock may be recalled to give the testimony on the same subject which he was prevented from giving on Thursday. YOUNG POSBURGH'S STATEMENTS.

young possured's statements.

This was one of the points toward which the batteries of the State were turned yesterday. The other was also about young Fosburgh's statements regarding the pistolshot—the second one of the two shots, which, according to the testimony, were fired on the night of the tragedy. Witnesses for the State have testified that young Fosburgh told them that when he heard the outcries and the uproar in the house, he sprang out of bed, with the general idea that there was a fire in the house, and that he had wits enough about him to remember that in Miss Sheldon's room there was a bucket of water.

With this in his mind he passed from his own room into the room in which his two sisters. May and Beatrice, were aleeping. He had got nearly to the door leading from the sisters' room into the narrow hall when the pistol shot was fired, ran out and his dying sister fell into his arms. He laid the girl on the floor, he said, and then sprang at the man whom he had seen in the hallway at the time the pistol flashed. With this man he grappled when he received a heavy blow on the neck and back of the head, which made him let go his hold. The man who struck him this blow, he said.

Frery Sunday on Beautiful Hudson River, Pame